

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

MANUEL RAMIREZ,)	CASE NO. C08-0492-RSM
)	
Petitioner,)	
)	
v.)	ORDER DISMISSING § 2254
)	PETITION WITHOUT PREJUDICE
WASHINGTON STATE)	
DEPARTMENT OF CORRECTIONS,)	
)	
Respondent.)	
_____)	

The Court, having reviewed the petition for writ of habeas corpus, the Report and Recommendation of Mary Alice Theiler, United States Magistrate Judge, and the remaining record, does hereby find and Order:

- (1) The Court adopts the Report and Recommendation;
- (2) Petitioner's petition for writ of habeas corpus, and this action, are DISMISSED without prejudice;
- (3) Petitioner's application to proceed *in forma pauperis* is DENIED as moot; and,

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01 (4) The Clerk is directed to send copies of this Order to petitioner and to Judge
02 Theiler.

03 DATED this 21st day of May, 2008.
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07 RICARDO S. MARTINEZ
08 UNITED STATES DISTRICT JUDGE
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